

Department of Legislative Services
Maryland General Assembly
2009 Session

FISCAL AND POLICY NOTE
Revised

House Bill 962
Economic Matters

(Prince George's County Delegation)
Education, Health, and Environmental Affairs

Prince George's County - Alcoholic Beverages - Wine Festival License
PG 322-09

This bill authorizes the Prince George's County Board of License Commissioners to issue one wine festival license per year. The license authorizes a licensee to display and sell wine at the Prince George's County Wine Festival for consumption on or off the premises for the days and hours designated for the festival. The bill's provisions do not apply in the 24th legislative district.

The bill takes effect June 1, 2009.

Fiscal Summary

State Effect: None.

Local Effect: Potential minimal increase in Prince George's County revenues depending on the license fee set by the Prince George's County Board of License Commissioners. County expenditures are not affected.

Small Business Effect: Potential minimal increase in revenues for small businesses that are able to promote and sell their products at the festival.

Analysis

Bill Summary: Applicants for the wine festival license must already possess a retail alcoholic beverages license, a Class 3 winery license, or a Class 4 limited winery license. However, a wine festival licensee is not precluded from holding another alcoholic beverages license of a different class or nature from the prerequisite licenses. Wine

displayed or sold by a licensee at the festival must be manufactured and processed in any state and be distributed in the State by the time the application for the wine festival is filed. The wine must also be price filed in accordance with regulations that the Comptroller adopts.

The board may establish the license fee and choose a location for the festival that is not licensed under the Alcoholic Beverages Article. The board may select one weekend, Friday through Sunday, for the festival. However, the weekend chosen may not: (1) be longer than three days; (2) occur 14 days before or after the Maryland Wine Festival in Carroll County; or (3) conflict with the dates chosen for the Anne Arundel County Beer and Wine Festival, the Calvert County Wine Festival, the Charles County Beer and Wine Festival, or the Howard County Wine Festival.

Products displayed and sold under the license must be invoiced to the licensee by a licensed wholesaler, winery, or limited winery and delivered to the festival from the premises of the entity invoicing the products. Whenever a wine festival license is issued, holders of wholesale, winery, or limited winery licenses may enter in an agreement with a wine festival licensee to deliver wine two days before the effective date of the wine festival license and accept returns two days after the expiration date of the license.

The board must adopt regulations to implement issuance of wine festival licenses and creation of the Prince George's County Wine Festival.

Current Law: The Prince George's County Board of License Commissioners is not currently authorized to issue wine festival licenses.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Prince George's County, Department of Legislative Services

Fiscal Note History: First Reader - February 19, 2009
mlm/mwc Revised - Enrolled Bill - May 15, 2009

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